

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

On March 13, 2008, Defendant, by and through his counsel, Douglas D. Phelps, moved the Court for an order to modify Defendant's release conditions to allow Defendant to be discharged from his curfew of 7:00 p.m. to 6:00 a.m. on March 29, 2008 and March 30, 2008. (Ct. Rec. 126). Defendant requests an order allowing his travel to Outlook, Washington, on March 29, 2008 to March 30, 2008, to participate in and attend his brother's wedding. (Ct. Rec. 126).

The government, represented by Russell E. Smoot, objected to a permanent modification of the curfew, but deferred to the magistrate judge's judgment as to whether Defendant's conditions of pretrial release could be modified to allow Defendant to seek U.S. Probation approval to extend the curfew on any specific date and to allow Defendant to be released from the curfew on March 29, 2008 and March 30, 2008, to participate in his brother's wedding. (Ct. Rec. 128).

The Court, having reviewed the file, enters the following Order:

1. Defendant's motion to modify release conditions (Ct. Rec. 126) is **GRANTED**.

2. Defendant is discharged from the current court curfew and current pretrial residence on March 29, 2008, and March 30, 2008, for the purpose of traveling to Outlook, Washington, to participate in and attend his brother's wedding.

9       3. Following approval in writing by United States Pretrial  
10 Services, Defendant's conditions of pretrial release may be  
11 modified to permit the extension of his curfew on any specific  
12 date.

13       4. Except as set forth herein, all remaining provisions of  
14 the Court's July 31, 2007 order setting conditions of release (Ct.  
15 Rec. 21), August 23, 2007 order modifying conditions of release  
16 (Ct. Rec. 50), and January 10, 2008 order modifying conditions of  
17 release (Ct. Rec. 89) shall remain and shall constitute the  
18 conditions of Defendant's release.

IT IS SO ORDERED.

DATED this 24<sup>th</sup> day of March, 2008.

*S/James P. Hutton*  
JAMES P. HUTTON  
UNITED STATES MAGISTRATE JUDGE